

The Honorable Barbara J. Rothstein

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON AT SEATTLE

CLARK LANDIS, ROBERT BARKER,
GRADY THOMPSON, and KAYLA BROWN,

Plaintiffs,

v.

WASHINGTON STATE MAJOR LEAGUE
BASEBALL STADIUM PUBLIC
FACILITIES DISTRICT, BASEBALL OF
SEATTLE, INC., a Washington corporation,
MARINERS BASEBALL, LLC, a Washington
limited liability company, and THE
BASEBALL CLUB OF SEATTLE, LLLP, a
Washington limited liability limited
partnership,

Defendants.

NO. 2:18-cv-01512-BJR

**DEFENDANTS' RESPONSE TO
PLAINTIFFS' STATUS REPORT**

The Opinion of the Ninth Circuit Court of Appeals vacated this Court's decision on Plaintiffs' comparable-sightlines claim and remanded. ECF-89. In their Status Report, Plaintiffs now request that the Court "issue an opinion consistent with the remand." ECF-94 at 3:12.

The Opinion, however, stated that "[w]e express no opinion at this point as to the ultimate issue—whether the Stadium's sightlines for spectators using wheelchairs are sufficient

1 to satisfy the ADA. To properly consider that question, a full analysis of the Accessible
2 Stadiums requirements is needed.” *Id.* at 13.

3 Accordingly, Defendants respectfully submit that further briefing is appropriate and
4 would be beneficial for the Court on this issue. Defendants concur with Plaintiffs’ proposal for
5 a status conference at a time to be determined by the Court.

6 DATED: December 16, 2022.

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8 **SAVITT BRUCE & WILLEY LLP**

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that, on December 16, 2022, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system which will send notification of such filing to all counsel of record.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

DATED this 16th day of December, 2022 at Seattle, Washington.



Rondi A. Greer